

REQUESTED BY: CITY MANAGER, SCOTT BAUER

DATE OF FIRST READING: 1-17-2023 WAIVE RULES? YES  YES  NO

FINAL ACTION DATE: 2-7-2023 VOTE:  YES  NO

SUSPENSION OF TWO READING RULE:

YES	NO
<input type="checkbox"/>	<input type="checkbox"/>
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ADOPTION OF ORDINANCE:

	YES	NO
DENISE LINGO	<input checked="" type="checkbox"/>	<input type="checkbox"/>
ROBERT PARSONS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
JOE ROETTING	<input checked="" type="checkbox"/>	<input type="checkbox"/>
KISHA DOSA	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CORDEL GEORGE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
PAUL YOUNG III	<input checked="" type="checkbox"/>	<input type="checkbox"/>
PEGGY RISSEL	<input checked="" type="checkbox"/>	<input type="checkbox"/>
TOTALS	<u>7</u>	<u>0</u>

Bob Parsons Made a motion to adopt this Resolution and  
Cordel George seconded the motion.

### RESOLUTION NO. **23-1200**

#### **A RESOLUTION DECLARING IT NECESSARY FOR LEVYING TAX EXCEEDING TEN-MILL LIMITATION AND REQUESTING THE COUNTY AUDITOR TO CERTIFY MATTERS IN CONNECTION THEREWITH AND DECLARING AN EMERGENCY**

**WHEREAS**, the Council of the City of Mt. Healthy, Hamilton County, Ohio, met on the 17<sup>th</sup> day of January, 2023, at the office of Council Chambers for a regular meeting; and

**WHEREAS**, the amount of taxes which may be raised within the ten-mill limitation will be insufficient to provide an adequate amount for the necessary requirements of the City of Mt. Healthy, Hamilton County, Ohio for current expenses of the city; and

**WHEREAS**, a resolution declaring the necessity of levying a tax for current expenses of the City under Ohio Revised Code (ORC) Section 5705.19 (A) outside the ten mill-limitation must be passed and certified to the County Auditor of Hamilton County in order to permit the City Council to consider the levy of such a tax and must request the County Auditor certify to the City Council the total current tax valuation of City of Mt. Healthy and the dollar amount of revenue that would be generated by the tax; and

**WHEREAS**, Council of the City of Mt. Healthy, Hamilton County, Ohio, finds it necessary to put this new additional levy on the ballot on November 7, 2023 for the 1.54 mills that will last for a term of five (5) years beginning on January 1, 2023; and

**WHEREAS**, the aforementioned new additional levy would be levied and collected upon the **entire** territory of the City of Mt. Healthy, Hamilton County, Ohio, for a term of five years beginning January 1, 2023; and

**WHEREAS**, the entire territory of the City of Mt. Healthy, Hamilton County, Ohio, upon which the aforementioned new additional levy would affect exists only within Hamilton County, Ohio; and

**WHEREAS**, pursuant to ORC 5705.03(B)(1) the Hamilton County, Ohio Auditor must certify the dollar amount of a 1.54 mill additional levy before the issue can be placed on the ballot.

**NOW THEREFORE, BE IT RESOLVED**, by the Council of the City of Mt. Healthy, Hamilton County, Ohio, two thirds of all members elected thereto concurring that:

**SECTION 1.** The amount of taxes which may be raised within the ten-mil limitation will be insufficient to provide an adequate amount for the necessary requirements of the City of Mt. Healthy, Hamilton County, Ohio.

**SECTION 2.** It is necessary to levy a new additional tax in excess of the ten-mil limitation for the benefit of the City of Mt. Healthy for the purpose of providing current expenses of the City as described in Section 5705.19(A) of the Ohio Revised Code at a rate not exceeding 1.54 mills for each dollar of valuation, which amounts to fifteen and four tenths cents (\$.154) for each one hundred dollars (\$100.00) of tax valuation of the taxable property within the **entire** territory of the City which only has territory in Hamilton County, Ohio.

**SECTION 3.** That the City Council hereby orders that the new additional levy shall be placed upon the current tax list commencing January 1, 2023, first due in calendar year 2024, if a majority of the electors voting thereon vote in favor thereof.

**SECTION 4.** That the City Council hereby orders the question of levying such a new additional tax levy shall be submitted to the electors of said City of Mt. Healthy at the election to be held at the usual voting places within said City of Mt. Healthy on the 2<sup>nd</sup> day of May, 2023.

**SECTION 5.** The City Council hereby requests that the county auditor of Hamilton County certify to this City Council, in accordance with R.C. 5705.03 (B)(1), the following:

- a. the total current tax valuation of the City; and
- b. the dollar amount of revenue that would be generated by the aforesaid new additional tax levy if approved by the electors.

**SECTION 6.** That the Clerk of this Council is directed to certify a copy of this Resolution to the County Auditor of Hamilton County, Ohio so that the County Auditor may certify such matters in accordance with ORC Section 5705.03 so that City Council members will be able to consider, pass and timely file the necessary resolution for consideration by electors at the November 7, 2023 regular election.

**SECTION 7.** That it is hereby found and determined that all formal actions of this City Council concerning and relating to the passage of this Resolution were taken in an open meeting, and that all deliberations of this City Council and any of its committees that resulted in such formal action were taken in meetings open to the public, in compliance with all legal requirements including §121.22 of the Ohio Revised Code; and that this Resolution is hereby declared to be an emergency measure to take effect and be in force immediately upon its passage to meet the Board of Elections deadline.

Passed this 7<sup>th</sup> day of FEBRUARY, 2023.

Ran Bettner  
President of Council

Attest: Phillip Schmidt  
Clerk of Council

Approved this 7<sup>th</sup> day of FEBRUARY, 2023.

[Signature]  
Mayor

Approved as to form:

[Signature]

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Scott A. Sollmann (0081476)  
5300 Socialville Foster Rd., Suite 200  
Mason, OH 45040  
(513) 707-4249  
City of Mt. Healthy Law Director

**CERTIFICATION OF CITY FISCAL OFFICER**

The foregoing is hereby certified to be a true and accurate copy of Resolution #23-1200 passed by the Council of the City of Mt. Healthy, Hamilton County, Ohio, at its regular meeting on the 7<sup>th</sup> day of FEBRUARY, 2023.

Dated: 2/7/2023

Melanie R. [Signature]  
Finance Director